

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO
BEFORE HONORABLE DANIEL R. DOMINGUEZ

MINUTES OF PROCEEDINGS

DATE: June 15, 2001

CIVIL NO. 98-1556 (DRD)

LAW CLERK: Dinorath Rosario Miranda

GEORGE MARTINEZ,
Plaintiff,

Attorney:
Mariangela TIRADO-VALES
Ricardo COLLAZO-SUAREZ

v.

HOSPITAL SAN PABLO, INC., ET ALS,
Defendant.


Gloria M. DE CORRAL
José E. OTERO

The Pretrial Conference set for today was converted into a Status Conference. The parties advised the Court as to the status of the case. The Court advised counsel for Plaintiff to depose nurses and doctors as soon as possible. Parties agreed to hold said depositions on June 29, 2001. The Court further advised counsel for Plaintiff that their theory as to negligence had to be supported by evidentiary facts at trial and has to survive the tests found in Daubert v. Merrell Dow Pharmaceuticals, Inc., 509 US 579, 113 S.Ct. 2786 (1993); Kumho Tire Company, Ltd. v. Carmichael, 526 U.S. 137, 119 S.Ct. 1167 (1999) and/or Ruiz-Troche v. Pepsi Cola of P.R. Bottling Co., 161 F.3d 77, 81 (1st Cir. 1998). No theory of any expert shall be passed to the jury for weight and credibility determinations, unless the theory is supported by facts established at trial. The parties are strongly encouraged to explore settlement.

The date set for trial was set aside. All dispositive motions must be filed by **July 16, 2001**. A Pretrial Conference is set for **August 9, 2001 at 5:00 p.m.**

s/c: Counsel of record

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DANIEL R. DOMINGUEZ
DISTRICT JUDGE

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